

THURSDAY, FEBRUARY 21, 1991

THIRTEENTH LEGISLATIVE DAY

The House met at 9:00 a.m. and was called to order by Mr. Speaker Naifeh.

The proceedings were opened with prayer by Rev. Gordon Meadors, Andrew Price United Methodist Church, Donelson.

Representative Ben West, Jr., led the House in the Pledge of Allegiance to the Flag.

ROLL CALL

The roll call was taken with the following results:

Present 99

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 99.

REPORT OF COMMITTEE ON CALENDAR AND RULES
February 21, 1991

MR. SPEAKER: Your Calendar and Rules Committee reports that we have met and set the following bills on the Regular Calendar for Monday, February 25, 1991: House Bill(s) No(s). 283, 421, 406, 617, 370, 372 and 557.

We further report that we have met and set the following bill(s) and/or resolution(s) on the Consent Calendar for Monday, February 25, 1991: House Bill(s) No(s). 28.

PHILLIPS, Chair.

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

CONSENT CALENDAR

House Joint Resolution No. 0102 -- Memorials, Personal Achievement -- Phyllis Cross, Shell Oil "Employee of the Year" award.

House Bill No. 1123 -- Madison County -- Adds communication officer and assistant chief deputy as classified positions within sheriff's department. Amends Chapter 54, Private Acts of 1983, as amended.

House Bill No. 1124 -- Jackson -- Revises charter relative to Jackson Utility Division. Amends Chapter 407, Acts of 1909, as amended.

House Bill No. 1176 -- Loudon -- Allows purchase and construction of community antenna television systems. Amends Chapter 74, Private Acts of 1975.

House Bill No. 1295 -- Grainger County -- Removes requirement of countersignature of county executive for superintendent to draw warrants; changes amount of purchases made by superintendent. Amends Chapter 232, Private Acts of 1980, as amended.

House Bill No. 1469 -- Haywood County -- Establishes five member highway commission. Repeals Chapter 129, Private Acts of 1963, as amended.

Senate Joint Resolution No. 0075 -- Memorials, Professional and Business Achievement -- Mednikow Jewelers, 100 years of service.

House Bill No. 0727 -- Loudon -- Covers all city employees under civil service. Amends Chapter 74, Private Acts of 1975, as amended.

Pursuant to **Rule No. 50**, Rep. Phillips moved that all House Bills having companion Senate Bills on the Clerk's desk be conformed and substituted for the appropriate House Bill, that all Senate and House Bills on the Consent Calendar be passed on third and final consideration, all House Resolutions and House Joint Resolutions be adopted, and all Senate Joint Resolutions on the Consent Calendar be concurred in, which motion prevailed by the following vote:

Ayes.	98
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles,

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 98.

A motion to reconsider was tabled.

REGULAR CALENDAR

House Bill No. 0052 -- AIDS -- Establishes HIV testing for persons accused of certain crimes. Amends TCA, Title 39, Ch. 13, Pt. 5.

Rep. Whitson moved that House Bill No. 52 be passed on third and final consideration.

Rep. Clark moved to amend as follows:

Amendment No. 1

Amend House Bill No. 52 by adding the following as new Section 2 and by renumbering the existing Section 2 accordingly:

SECTION 2. Any person who has obtained a positive result from an HIV test as defined in Section 1(e) of this act who knowingly has sexual relations with any person without informing such person of the receipt of a positive test is guilty of a Class E felony.

Rep. Clark moved that Amendment No. 1 be withdrawn, which motion prevailed.

Thereupon, Rep. Whitson moved that **House Bill No. 52** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	99
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion,

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 99.

A motion to reconsider was tabled.

***House Bill No. 0238** -- Sunset Laws -- Extends termination date of Crag Font restoration commission. Amends TCA, Title 4, Chs. 13, 29.

On motion, House Bill No. 238 was made to conform with Senate Bill No. 325.

On motion, **Senate Bill No. 325**, on same subject, was substituted for House Bill No. 238.

Rep. King moved that **Senate Bill No. 325** be passed on third and final consideration.

Rep. Callicott moved to amend as follows:

Amendment No. 1

Amend Senate Bill No. 325 by deleting the language "June 30, 1998" wherever it appears in the amendatory language in Section 2 and by substituting instead the language "June 30, 1992".

Rep. Garrett moved that Amendment No. 1 be tabled, which motion he later withdrew.

Rep. Odom moved the previous question, which motion prevailed.

On motion, Amendment No. 1 failed to be adopted.

Thereupon, Rep. King moved that **Senate Bill No. 325** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	94
Noes.	4

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Haley, Halteman, Hargrove, Harrill, Hassell, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby),

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Stamps, Tindell, Tullis, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Mr. Speaker Naifeh -- 94.

Representatives voting no were: Gunnels, Liles, Sipes, Wood -- 4.

A motion to reconsider was tabled.

***House Bill No. 0257 -- Sunset Laws --** Extends termination date of department of health and environment. Amends TCA Titles 1-71.

Rep. King moved that House Bill No. 257 be passed on third and final consideration.

Rep. King moved that House Bill No. 257 be reset one week to the Calendar for Thursday, March 28, 1991, which motion prevailed.

***House Bill No. 0250 -- Sunset Laws --** Extends termination date of Sam Davis memorial association, board of trustees. Amends TCA, Title 4, Chs. 13, 29.

On motion, House Bill No. 250 was made to conform with Senate Bill No. 330.

On motion, **Senate Bill No. 330**, on same subject, was substituted for House Bill No. 250.

Rep. King moved that **Senate Bill No. 330** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	97
Noes.	0

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullis, Turner (Hamilton), Turner (Shelby), Venable, Walley, West,

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 97.

A motion to reconsider was tabled.

House Bill No. 0330 -- Sunset Laws -- Extends termination date of forestry commission. Amends TCA, Title 4, Ch. 29; Title 11, Chs. 1, 4.

Rep. King moved that House Bill No. 330 be passed on third and final consideration.

Rep. Arriola moved the previous question, which motion prevailed.

Rep. King moved that **House Bill No. 330** be passed on third and final consideration, which motion prevailed by the following vote:

Ayes.	96
Noes.	1

Representatives voting aye were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Cole, Collier, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McAfee, McDaniel, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner (Hamilton), Turner (Shelby), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 96.

Representatives voting no were: Coffey -- 1.

A motion to reconsider was tabled.

UNFINISHED BUSINESS

REFERRED TO DELAYED BILLS COMMITTEE

Pursuant to House Rule No. 78, House Bill(s) No(s). 1512, having been prefiled, has/have been referred to the Delayed Bills Committee for its approval for introduction.

House Bill No. 1512 -- Hospitals and Health Care Facilities -- Exempts certain nursing homes from payment of fee. Amends TCA 68-11-216. by *Chumney.

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

BILLS WITHDRAWN

On motion of Rep. Phillips, House Bill No. 173 was recalled from the Conservation and Environment Committee.

On motion of Rep. Phillips, **House Bill No. 173** was withdrawn from the House.

On motion of Rep. Phillips, House Bill No. 724 was recalled from the State and Local Government Committee.

On motion of Rep. Phillips, **House Bill No. 724** was withdrawn from the House.

SPONSORS ADDED

Without objection, the rules were suspended to allow the following members to add their names as sponsors as indicated below, the prime sponsor of each having agreed to such addition:

House Bill No. 52: Rep(s). Rigsby and Rinks as prime sponsor(s).

House Bill No. 176: Rep(s). Wix as prime sponsor(s).

House Bill No. 216: Rep(s). West as prime sponsor(s).

House Bill No. 268: Rep(s). Turner (Hamilton) as prime sponsor(s).

House Bill No. 908: Rep(s). Peroulas Draper as prime sponsor(s).

INTRODUCTION OF RESOLUTIONS

On motion, the resolution(s) listed was/were introduced and referred as noted:

House Resolution No. 0012 -- Memorials, Public Service -- Neal Ford. by *Hill.

Referred by the Speaker to the Calendar and Rules Committee.

House Joint Resolution No. 0105 -- Memorials, Personal Achievement -- Brandy Anderson, 1991 Hostess Princess. by *Ridgeway.

Referred by the Speaker to the Calendar and Rules Committee.

***House Joint Resolution No. 0106 --** General Assembly, Studies -- Continues certain joint study committees created by 96th General Assembly. by *DeBerry.

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

Referred by the Speaker to the State and Local Government Committee.

INTRODUCTION OF BILLS

On motion, the following bills were introduced and passed first consideration:

House Bill No. 1508 -- Oliver Springs -- Changes term, qualification and duties of mayor. Amends Chapter 247, Acts of 1905, as amended. by *Ferguson.

Passed first consideration.

House Bill No. 1509 -- Rives -- Provides for per diem for city officials. Amends Chapter 129, Private Acts of 1981. by *Pinion.

Passed first consideration.

House Bill No. 1510 -- Collierville -- Creates community design review commission. Amends Chapter 230, Private Acts of 1988. by *Haley, *Byrd, *Kernell, *Turner L, *Hassell, *King, *Jones R, *Shirley, *Kent, *Tullos.

Passed first consideration.

House Bill No. 1511 -- Knox County -- Adds criminal investigator and secretarial positions in 6th judicial district. by *Peroulas Draper, *Bittle, *Hill, *Armstrong, *Tindell, *Davis J K.

Passed first consideration.

House Bill No. 1513 -- Hawkins County -- Raises amount of purchases or contracts for purchases of materials, supplies or equipment by financial agent or purchasing agent after advertisement. Amends Chapter 256, Private Acts of 1957, as amended. by *Givens.

Passed first consideration.

SENATE BILLS TRANSMITTED

On motion, the bills listed were transmitted to the House and held on the Clerk's desk as noted:

***Senate Bill No. 0026** -- Dams -- Revises Safe Dams Act to establish liability for maintenance of roadways on certain dams. Amends TCA, Title 69, Ch. 12, Pt. 1. (HB 0188).

Held pending third consideration of companion House Bill.

***Senate Bill No. 0139** -- Solid Waste Disposal -- Expands time limit to companion with new regulations for existing solid waste

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

landfills. Amends TCA, Title 68, Ch. 31. (HB 0918).

Held pending third consideration of companion House Bill.

Senate Bill No. 0161 -- Sunset Laws -- Extends termination date of health facilities commission. Amends TCA, Title 4, Ch. 29; Title 33, Ch. 5; Title 56, Ch. 7; Title 68, Ch. 11. (*HB 0050).

Held pending third consideration of companion House Bill.

***Senate Bill No. 0276** -- Mental Illness -- Limits request for release of mentally ill minor to parent or guardian. Amends TCA 33-6-101. (HB 0669).

Held pending third consideration of companion House Bill.

HOUSE BILLS ON SECOND CONSIDERATION

On motion, bills listed below passed second consideration and were referred to committee or held on the Clerk's desk as noted:

House Bill No. 1493 -- White Bluff -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1494 -- Carter County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1495 -- White Bluff -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1496 -- White Bluff -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1497 -- Claiborne County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1498 -- Saulsbury -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1499 -- Oliver Springs -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1500 -- Alamo -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1501 -- Knox County -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

House Bill No. 1504 -- Clarksville -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1506 -- White Bluff -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

House Bill No. 1507 -- White Bluff -- Passed second consideration and held on Clerk's desk pending approval by local delegation.

**LOCAL BILLS TRANSMITTED TO CALENDAR AND RULES
February 21, 1991**

In accordance with **Rule No. 48**, the following local bill(s), having received authorization for passage by the local legislative delegation, was/were transmitted to the Calendar and Rules Committee: House Bill(s) No(s). 1497, 1498, 1499, 1500 and 1501.

**REPORT OF COMMITTEE ON CALENDAR AND RULES
CONSENT CALENDAR
February 21, 1991**

MR. SPEAKER: Your Calendar and Rules Committee reports that we have met and set the following bills on the **Consent Calendar** for **Monday, February 25, 1991:** House Resolution(s) No. 12; House Joint Resolution(s) No(s). 105; also House Bill(s) No(s) 1497, 1498, 1499, 1500 and 1501.

PHILLIPS, Chair.

**MESSAGE FROM THE SENATE
February 21, 1991**

MR. SPEAKER: I am directed to return to the House, House Joint Resolution(s) No(s). 68, 69, 92 and 99; concurred in by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**ENGROSSED BILLS
February 21, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 52, 727, 1123, 1124, 1176, 1295 and 1469; also, House Joint Resolution(s) No(s). 102; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

**MESSAGE FROM THE SENATE
February 21, 1991**

MR. SPEAKER: I am directed to return to the House, House Bill(s) No(s). 29, 282, 817, 830 and 928; substituted for Senate Bill(s) on the same subject(s) and passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

**SIGNED
February 21, 1991**

The Speaker announced that he had signed the following: Senate Bill(s) No(s). 21, 22, 164, 165 and 175; also, Senate Joint Resolution(s) No(s). 79, 82, 83 and 99.

**ENGROSSED BILLS
February 21, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully examined House Bill(s) No(s). 330; and find same correctly engrossed and ready for transmission to the Senate.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**REPORT OF CHIEF ENGROSSING CLERK
February 21, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: House Joint Resolution(s) No(s). 48, 52, 57, 58, 60, 61, 64, 65 and 66; for his action.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**MESSAGE FROM THE SENATE
February 21, 1991**

MR. SPEAKER: I am directed to transmit to the House, Senate Joint Resolution(s) No(s). 85, 86, 90, 92, 93, 94, 95, 96 and 98; adopted for concurrence.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

Senate Joint Resolution No. 0085 -- Memorials, Death --
Claybourne Ross. by *Cooper.

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

Senate Joint Resolution No. 0086 -- Memorials, Sports -- Franklin High School soccer team. by *Jordan.

Senate Joint Resolution No. 0090 -- Memorials, Public Service -- Missy Eakin. by *Womack.

Senate Joint Resolution No. 0092 -- Memorials, Personal Achievement -- Valerie K. Bryant, Mrs. Tennessee 1991. by *Person, Rochelle, Cohen, Kyle.

Senate Joint Resolution No. 0093 -- Memorials, Death -- Dr. Charles O. Whitehead. by *Person, *Dunavant, *Henry, *Kyle.

Senate Joint Resolution No. 0094 -- Memorials, Professional and Business Achievement -- Johnny Majors, Tennessean of the Year. by *Springer, *Burks, *Crowe, *Patten, Rochelle, Cohen.

Senate Joint Resolution No. 0095 -- Memorials, Illness -- Shelvy M. Martin. by *Womack.

Senate Joint Resolution No. 0096 -- General Assembly, Statement of Intent or Position -- Expresses support for armed forces in Operation Desert Storm. by *Wilder, *Patten, Rochelle, Cohen, Person, Dunavant, Kyle.

Senate Joint Resolution No. 0098 -- Memorials, Public Service -- Chaplain David Cooper. by *Wilder.

**MESSAGE FROM THE SENATE
February 21, 1991**

MR. SPEAKER: I am directed to transmit to the House, Senate Bill(s) No(s). 147, 151, 188, 230, 231, 406, 472, 479, 495, 586, 589, 618, 702, 708, 766, 879 and 1122; passed by the Senate.

CLYDE W. McCULLOUGH, JR.,
Chief Clerk.

***Senate Bill No. 0147 --** Insurance Companies, Agents, Brokers -- Redefines "commercial risk insurance" under Cancellation of Commercial Risk Insurance Act by deleting workers' compensation insurance. Amends TCA 56-7-1802. by *Patten, *Davis E, *McNally.

***Senate Bill No. 0151 --** Election Laws -- Codifies case law relative to inmates' voting rights and procedures for casting ballots. Amends TCA, Title 2, Chs. 2, 6. by *Haynes.

***Senate Bill No. 0188 --** Pensions and Retirement Benefits -- Authorizes Tennessee Association of County Executives and employees to participate in TCRS. Amends TCA, Title 8, Ch. 35, Pt. 2. by *Hamilton.

***Senate Bill No. 0230 --** Election Laws -- Moves qualifying

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

deadline to third Thursday of third calendar month before election.
Amends TCA 2-5-101. by *Rochelle, *Dunavant.

***Senate Bill No. 0231 -- Municipal Government --** Revises mayor alderman form of municipal government. Amends TCA, Title 6, Chs. 1, 2, 6-18-103; Title 6, Ch. 54, Pt. 1. by *Rochelle.

Senate Bill No. 0406 -- Pensions and Retirement Benefits -- Allows employment of retired employees as substitute teachers without losing benefits under certain circumstances. Amends TCA 8-36-805. by *Cooper.

***Senate Bill No. 0472 -- Children --** Revises criteria for termination of parental rights. Amends TCA 37-1-147. by *Patten, *Henry, *Albright, McKnight.

***Senate Bill No. 0479 -- Election Laws --** Requires county election commissions to be notified of primary in writing; clarifies qualifying deadline for certain candidates in certain primaries. Amends TCA 2-13-203. by *Womack.

***Senate Bill No. 0495 -- County Government --** Authorizes compensation for county board of public utility serving two or more counties. Amends TCA 5-16-103. by *Elsea, *Patten.

***Senate Bill No. 0586 -- State Employees --** Clarifies eligibility of certain professional employees for automatic salary advancements. Amends TCA 8-50-102. by *Haynes.

***Senate Bill No. 0589 -- Correctional Programs --** Specifies certain counties where prisoners may apply for work release. Amends TCA 41-2-128. by *Haynes.

***Senate Bill No. 0618 -- Municipal Government --** Abolishes office of city constable in Sevierville. Amends Chapter 432, Public Acts of 1979. by *Koella.

***Senate Bill No. 0702 -- Marriage --** Validates marriages performed by judicial commissioners. Amends TCA, Title 36, Ch. 3. by *McNally.

Senate Bill No. 0708 -- Holidays -- Makes Father's Day day of special observance. Amends TCA, Title 15. by *McNally.

***Senate Bill No. 0766 -- Taxes --** Revises certain tax obligations of certain financial institutions. Amends TCA 67-4-804--806, 815, 817, 67-4-903, 914, 919. by *Dunavant, *Person, Henry, Hamilton, McKnight, Cooper, Patten.

***Senate Bill No. 0879 -- Alcoholic Beverages --** Authorizes issuance of "wine only" permits. Amends TCA, Title 57, Ch. 4. by *Cohen.

Senate Bill No. 1122 -- Teachers -- Allows retired teachers to

THURSDAY, FEBRUARY 21, 1991 -- THIRTEENTH LEGISLATIVE DAY

serve as school board members or county commissioners in certain counties. Amends TCA, Title 8, Ch. 36, Pt. 8. by *Greer, *McNally.

**ENROLLED BILLS
February 21, 1991**

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared House Bill(s) No(s). 29, 282, 817, 830 and 928; also, House Joint Resolution(s) No(s). 2, 68, 69, 92, 99 and 104; and find same correctly enrolled and ready for the signatures of the Speakers.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

**SIGNED
February 21, 1991**

The Speaker announced that he had signed the following: House Bill(s) No(s). 29, 282, 817, 830 and 928; also, House Joint Resolution(s) No(s). 2, 68, 69, 92, 99 and 104.

BETTY KAY FRANCIS,
Chief Engrossing Clerk.

ROLL CALL

The roll call was taken with the following results:

Present 99

Representatives present were: Allen, Anderson, Armstrong, Arriola, Bell, Bittle, Bivens, Bragg, Buck, Byrd, Callicott, Chiles, Chumney, Clark, Coffey, Cole, Collier, Copeland, Crain, Cross, Curlee, Davidson, Davis (Cocke), Davis (Gibson), Davis (Knox), DeBerry, Dixon, Duer, Ferguson, Fowlkes, Garrett, Givens, Gunnels, Haley, Halteman, Hargrove, Harrill, Hassell, Haun, Head, Herron, Hill, Hillis, Holcomb, Holt, Hubbard, Huskey, Jackson, Johnson, Jones R (Shelby), Jones U (Shelby), Joyce, Kent, Kernell, King, Kisber, Knight, Liles, Love, McDaniel, McAfee, McKee, Meyer, Moore, Napier, Niceley, Nuber, Odom, Peroulas Draper, Phillips, Pinion, Pruitt, Purcell, Rhinehart, Ridgeway, Rigsby, Rinks, Robinson (Davidson), Robinson (Hamilton), Robinson (Washington), Severance, Shirley, Sipes, Stamps, Tindell, Tullos, Turner L (Shelby), Turner B (Hamilton), Venable, Walley, West, Whitson, Williams (Shelby), Williams (Union), Windle, Winningham, Wix, Wood, Mr. Speaker Naifeh -- 99.

Rep. Purcell moved that the House stand in recess until 5:00 p.m., Monday, February 25, 1991, which motion prevailed.